IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 345 OF 2006

Co-operative Bank of Ahmadabad Ltd. ... PETITIONER

V/s.

Divisional Joint Registrar ... RESPONDENTS

Mr. Deepak Patel, Clerk of Petitioner in person present.

None for the Respondents.

CORAM : F.I. REBELLO,
ANOOP V. MOHTA, JJ.

DATED : 14th March, 2006

P.C.

. The petitioner has filed the petition to challenge an ad-interim order dated 24th March, 2004 in Arbitration case No. 1 of 2004. It appears that the matter was referred to Arbitration, by an order passed by this Court in Writ Petitiion No. 2929 of 2003. That dispute is before the learned Arbitrator, where the respondent No. 2, the petitioner herein is a party.

2. By the impugned order, the bank is restrained from disposing of and/or selling or alienating factory premises. The relief granted is by way of ad-interim relief.

3. No writ petition would be maintainable against an interim order passed in arbitration proceeding under the Arbitration and Conciliation Act, 1996. Apart from that the Petitioner has a remedy under Section 37 of the Act to prefer an appeal. Petition rejected.

[F.I. REBELLO,J.]

[ANOOP V. MOHTA, J.]